

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND RESOLUTIONS AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY.

WHEREAS, American Legal Publishing has completed its most recent updating and revision of the Codified Ordinances of the City; and

WHEREAS, various ordinances and resolutions of a general and permanent nature that have been passed by Council since the date of the last updating and revision of the Codified Ordinances (September 18, 2018) have been included in the Codified Ordinances of the City; and

WHEREAS, certain changes were made in the Codified Ordinances to bring City law into conformity with State law;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hudson, Summit County, Ohio:

Section 1. That the editing, arrangement and numbering or renumbering of the following ordinances and resolutions and parts of ordinances and resolutions are hereby approved as parts of the various component codes of the Codified Ordinances of the City, so as to conform to the classification and numbering system of the Codified Ordinances:

<u>Ord. or Res. No.</u>	<u>Date</u>	<u>C.O. Section</u>
16-44	7-19-16	1205.04, 1205.12, 1206.03, 1207.04, 1213.02
16-57	12-20-16	1202.02, 1202.04, 1202.05, 1202.06, 1202.07, 1203.02, 1207.18, 1213.02
16-87	8-2-16	1206.04
16-114	9-6-16	1207.13
16-148	2-21-17	1201.04, 1201.07, 1202.02, 1202.05, 1202.05, 1202.06, 1202.07, 1203.02, 1203.03, 1203.04, 1203.08, 1203.09, 1203.11, 1203.13, 1204.02, 1205.04, 1205.05, 1205.06, 1205.07, 1205.08, 1205.09, 1205.10, 1205.11, 1205.12, 1205.13, 1206.01, 1207.01, 1207.04, 1207.18, 1213.02
16-203	4-4-17	1211.01 to 1211.10
18-93	10-15-19	1201.01 to 1201.10, 1202.01 to 1202.07, 1203.01 to 1203.13, 1204.01 to 1204.07, 1205.01 to 1205.14, 1206.01 to 1206.06, 1207.01 to 1207.19, 1208.01 to 1208.15, 1209.01 to 1209.09, 1210.01 to 1210.05,

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<u>Ord. or Res. No.</u>	<u>Date</u>	<u>C.O. Section</u> (Cont'd)
18-93 (Cont'd)		1211.01 to 1211.10, 1212.01, 1212.02, 1213.01, 1213.02, Pt. 12, Appendix A, Pt. 12, Appendix B, Pt. 12, Appendix C, Pt. 12, Appendix D
19-25	2-19-19	1020.01 - 1020.21, 1020.99
19-26	2-19-19	1022.01 - 1022.14, 1022.99
19-48	4-16-19	1062.02
19-122	8-20-19	410.03, 410.04
19-126	10-1-19	432.30
19-145	10-15-19	1064.01, 1064.02

Section 2. That the following sections and subsections are or contain new matter in the Codified Ordinances and are hereby approved, adopted and enacted:

402.115, 402.20, 402.215, 402.261, 402.375, 402.52, 402.53, 404.05, 408.02, 414.01, 416.01, 416.02, 416.09, 432.01, 432.02, 432.03, 432.04, 432.05, 432.06, 432.07, 432.08, 432.09, 432.10, 432.11, 432.12, 432.13, 432.14, 432.15, 432.155, 432.16, 432.17, 432.18, 432.195, 432.20, 432.21, 432.22, 432.24, 432.26, 432.27, 432.28, 432.29, 432.32, 432.33, 432.34, 432.40, 432.43, 432.44, 434.03, 434.035, 434.04, 434.05, 434.08, 436.01, 436.074, 436.09, 436.14, 438.16, 438.28, 440.01, 440.05, 474.01, 474.02, 474.03, 474.04, 474.05, 474.08, 474.09, 606.01, 606.22, 612.07, 620.01, 620.02, 620.025, 620.03, 620.04, 620.05, 620.07, 620.08, 620.12, 620.14, 620.15, 620.17, 624.16, 630.05, 636.001, 642.145, 642.15, 642.38, 648.04, 666.03, 666.04, 666.21, 672.01, 672.07, 672.09, 672.12, 672.19

Section 3. That all ordinances and resolutions and parts thereof that are in conflict with any of the provisions of the new matter approved, adopted and enacted by Section 2 hereof are hereby repealed, except as follows:

- (a) The enactment of such new matter shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision or to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purposes of revision and recodification.

Section 4. That pursuant to Section 3.05(c) of the City Charter and Section 222.01 of the Codified Ordinances, the Clerk of Council shall cause this ordinance to be published by title only in one newspaper of general circulation in the City.

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Section 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 6. That this ordinance is hereby determined to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare by reason of the need to have a codification of the laws of the City that is up-to-date and consistent with State law, where and as required by the Ohio Constitution, with which to administer the affairs of the City and to ensure law and order, and, therefore, shall go into effect immediately upon its passage, provided it receives the affirmative vote of five (5) members of Council except that six (6) affirmative votes shall be required if all members are present; otherwise it shall be in full force and effect from and after the earliest period allowed by the law.

PASSED:

Craig A. Shubert, Mayor

ATTEST:

Elizabeth Slagle
Clerk of Council

I certify that the foregoing Ordinance No. 20-4 was duly passed by the Council of the said City on _____, 2020.

Elizabeth Slagle
Clerk of Council

EXHIBIT A – Ordinance No. 20-4

SUMMARY OF NEW MATTER
IN THE 2019 REPLACEMENT PAGES FOR THE
CODIFIED ORDINANCES OF HUDSON

New matter in the Codified Ordinances of Hudson, as contained in the 2019 Replacement Pages therefor, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
402.115	Definitions; electric bicycle.
402.20	Definitions; motor vehicle.
402.215	Definitions; motorized bicycle or moped.
402.261	Definitions; predicate motor vehicle or traffic offense.
402.375	Definitions; shared-use path.
402.52	Definitions; vehicle.
402.53	Definitions; waste collection vehicle.
404.05	Freeway use prohibited by pedestrians, bicycles and animals.
408.02	General code penalty.
414.01	Obedience to traffic control devices.
416.01	Duties of pedestrians and drivers at crosswalks.
416.02	Right-of-way of blind persons.
416.09	Right-of-way on sidewalks.
432.01	Driving upon right side of roadway; exceptions.
432.02	Passing to right when proceeding in opposite directions.
432.03	Overtaking, passing to left; driver's duties.
432.04	Overtaking, passing to right of vehicle.
432.05	Overtaking, passing to left of centerline.
432.06	Driving upon left side of roadway.
432.07	Hazardous or no passing zones.
432.08	Driving within lanes or continuous lines of traffic.
432.09	Following too closely.
432.10	Turning at intersections.
432.11	“U” turns restricted.
432.12	Starting and backing vehicles.
432.13	Signals before changing course, turning or stopping.
432.14	Hand and arm signals.
432.15	Right-of-way at intersections.
432.155	Intersections at which traffic control signals fail or malfunction.
432.16	Right-of-way when turning left.
432.17	Right-of-way at through highways; stop signs; yield signs.
432.18	Emergency or public safety vehicles at stop signals or signs.
432.195	Driving while approaching stationary public safety vehicle and certain other vehicles with flashing lights.
432.20	Right-of-way at private driveway, alley or building.

<u>Section</u>	<u>New or amended matter regarding:</u>
432.21	Right-of-way of funeral procession.
432.22	Driving upon sidewalks, tree lawns or curbs.
432.24	Driving upon street posted as closed for repair.
432.25	Following and parking near emergency or safety vehicles.
432.26	Driving over fire hose.
432.27	Driving through safety zone.
432.28	One-way streets and rotary traffic islands.
432.29	Driving upon divided roadways.
432.32	Stopping at grade crossings.
432.33	Slow-moving vehicles or equipment at grade crossings.
432.34	Obstructing intersections, crosswalks or grade crossings.
432.40	Operation on paths set aside for bicycles.
432.43	Texting while driving.
432.44	Use of electronic wireless communication devices by minors or probationary drivers while driving prohibited.
434.03	Maximum speed limits; assured clear distance ahead.
434.035	Speed limits on private roads and driveways.
434.04	Slow speed; posted minimum speeds.
434.05	Speed limitations over bridges.
434.08	Vehicular homicide; vehicular manslaughter; vehicular assault.
436.01	Driver's or commercial driver's license required.
436.074	Driving under financial responsibility law suspension or cancellation; driving under a nonpayment of judgment suspension.
436.09	Display of license plates; registration; obstructions.
436.14	Removal of vehicles after accidents.
438.16	Number of lights permitted; red and flashing lights.
438.28	Use of occupant restraining devices.
440.01	Load limits.
440.05	Towing requirements; exception to size and weight restrictions.
474.01	Code application to bicycles.
474.02	Riding upon seats; carrying packages; motorcycle handle bars; helmets and glasses.
474.03	Attaching bicycles, motorcycles to other vehicles.
474.04	Riding on right side of roadway; riding abreast.
474.05	Lights, signal devices, brakes on bicycles.
474.08	Operation of motorized bicycles.
474.09	Electric bicycles.
606.01	Definitions.
606.22	Attempts.
612.07	Open container prohibited.
620.01	Definitions relating to drugs.
620.02	Trafficking in controlled substances; gift of marihuana.
620.025	Cultivation of marihuana.
620.03	Drug possession offenses.
620.04	Possession of drug abuse instruments.
620.05	Permitting drug abuse.
620.07	Abusing harmful intoxicants.

<u>Section</u>	<u>New or amended matter regarding:</u>
620.08	Illegal dispensing of drug samples.
620.12	Controlled substances schedules.
620.14	Use or possession of paraphernalia.
620.15	Obstructing justice.
620.17	Sale of pure caffeine product.
624.16	Skill-based amusement machines; prohibited conduct.
630.05	Illegal distribution of cigarettes, other tobacco products, or alternative nicotine products; transaction scans.
636.001	Definitions relating to offenses against persons.
642.145	Forging or selling forged identification cards.
642.15	Misuse of credit cards.
642.38	Railroad vandalism; criminal trespass; interference with operation of train; grade crossing device vandalism.
648.04	Disorderly conduct.
666.03	Sexual imposition.
666.04	Public indecency.
666.21	Nonconsensual dissemination of private sexual images.
672.01	Definitions related to weapons and explosives.
672.07	License or permit to possess dangerous ordnance.
672.09	Unlawful transactions in weapons.
672.12	Fireworks.
672.19	Concealed handgun licenses: possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession.